



Atty. Dkt. No. 056859-0126

1617 \$/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: PUSHPANGADAN et al.

Title: SAFE, ECO-FRIENDLY, HEALTH
PROTECTIVE HERBAL COLORS
AND AROMA USEFUL FOR
COSMACEUTICAL APPLICATION

Appl. No.: 09/846,270

Filing Date: May 2, 2001

Examiner: Lauren Q. Wells

Art Unit: 1617

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Box NON-FEE AMENDMENT
Washington, D.C. 20231

Boraginaceae

Sir:

In response to the restriction requirement set forth in the Office Action mailed May 7, 2001, Applicants hereby provisionally elects Group I, Claims 1-47, for examination, with traverse. Applicants, of course, also reserve the right to file a divisional application(s) covering the subject matter of the non-elected claims, or reinstate the non-elected claims if an elected general linking claim is allowed.

In response to the election of species requirement, applicants elect as follows:

(a) Colorant: Macrotomia.

(b) Additives/Essential Oils: ocimum:jasminum:cymbopogon in the ratio of

1:2:1. Applicants point out that, as disclosed in the specification, additives and essential oils are the same.

(c) Organic and inorganic bases and acids: oxalic acid and sodium acetate.

Applicants submit that the elected species read on claims 1-29, 31-35, 37, 39, 42-45 and 47 and request examination on the merits of these claims.

Echioides
Cephalotes
Benthania
Arnebia
Euchroma
Usamensis

Tricin?

Opuntia
Palmarosa
Limonurus

Applicants, of course, reserve the right to file a divisional application covering the non-elected subject matter and/or to receive consideration of claims to additional species as provided by 37 CFR 1.141, upon allowance of any claim that is generic.

Respectfully submitted,

Date: August 7, 2002

By Michael D. Kaminski

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